

EDGAR C. BAYAS

- against -

Plaintiff(s)

Index # 08 CV 01648

TULLY CONSTRUCTION CO., INC., ETAL

Purchased February 19, 2008

Defendant(s)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

LINDEN BLACKMAN BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on June 9, 2008 at 03:15 PM at

127-50 NORTHERN BLVD
FLUSHING, NY11368

deponent served the within SUMMONS AND COMPLAINT on TULLY INDUSTRIES, INC. therein named,

CORPORATION a DOMESTIC corporation by delivering thereat a true copy of each to DAN JAMES personally, deponent knew said corporation so served to be the corporation described in said SUMMONS AND COMPLAINT as said Defendant and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
<u>MALE</u>	<u>WHITE</u>	<u>BROWN</u>	<u>39</u>	<u>6'0</u>	<u>150</u>

That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: June 10, 2008

JOEL GRABER
Notary Public, State of New York
No. 02GR4699723
Qualified in New York County
Expires February 10, 2010

JOSEPH KNIGHT
Notary Public, State of New York
No. 01KN6178241
Qualified In New York County
Expires November 26, 2011

JONATHAN GRABER
Notary Public, State of New York
No. 01GR6156780
Qualified in New York County
Expires December 4, 2010

LINDEN BLACKMAN
License #: 871311
Invoice #: 463688